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LISA A HAILE PHD  
GRAY CARY WARE & FREIDENRICH LLP  
4365 EXECUTIVE DRIVE  
SUITE 1100  
SAN DIEGO CA 92121-2133

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OFFICE OF PETITIONS

In re Application of  
Matthias G. Von Herrath  
Application No. 09/336,672  
Filed: June 17, 1999  
Attorney Docket No. SCRIP1100

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ON PETITION

This is a decision on the petition to revive under 37 CFR 1.137(a), filed December 4, 2003 (Certificate of Mailing dated December 2, 2003).

The petition is **DISMISSED** for involving a moot issue.

The above-identified application was held abandoned for failure to timely reply to the final Office action mailed December 31, 2002. A Notice of Abandonment was mailed on April 21, 2003, prior to the end of the maximum six month statutory period for response. Applicant filed an Amendment and a Notice of Appeal on June 30, 2003, made timely by obtaining a three month extension of time.

A Notice of Rescinded Abandonment was mailed on December 8, 2003.

The application file is being forwarded to Technology Center 1600 for consideration of the Amendment and Notice of Appeal.

Telephone inquiries should be directed to the undersigned at (703) 305-0272.

*Cliff Congo*

Cliff Congo  
Petitions Attorney  
Office of Petitions